

RESOLUTION NO. CR-5-90

A RESOLUTION OF INTENT TO APPROPRIATE
AN EASEMENT INTEREST IN CERTAIN LANDS
FOR THE CONSTRUCTION OF A SANITARY
SEWER FOR THE CITY OF GROVE CITY

WHEREAS, the City of Grove City contemplates construction of a new sanitary sewer; and

WHEREAS, it is necessary to exercise the right of eminent domain to acquire property for said construction;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GROVE CITY, STATE OF OHIO, THAT

SECTION 1. This Council hereby deems it necessary and declares its intention for the purpose of construction of a sanitary sewer, to appropriate easements both temporary and permanent in and to the premises described as Exhibits A, B, C, D, E, and F attached hereto and made a part hereof. Said project pursuant to and in accordance with the Charter of the City of Grove City, Ohio and the Constitution and Laws of the State of Ohio.

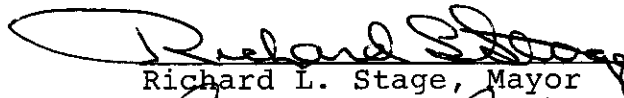
SECTION 2. The Mayor be and he is hereby authorized to cause written notice of the passage of this resolution be given to the owners, persons in possession of, or having an interest of record in the above described premises, and said notice shall be served according to law by such person designated for that purpose by the Mayor and to make return of service of notice in the manner provided by law.

SECTION 3. This resolution shall take effect at the earliest opportunity allowed by law.



Earl R. Nicholson, President of Council

Passed: 1/8/90



Richard L. Stage, Mayor

Effective: 1/8/90

Attest: 

June A. Cook, Clerk of Council

I Certify that this resolution is correct as to form.



R. E. Gunderman, Director of Law

EXHIBIT "A"

Robert and Beverly Sexten

Situated in the State of Ohio, County of Franklin, Township of Jackson, located in Virginia Military Survey No. 6115 and being a strip of land twenty (20) feet in width across a portion of that 5.001 acre tract conveyed to Robert and Beverly Sexten, by deed of record in Deed Book 3576, Page 629, all references being to those of record in the Recorder's Office, Franklin County, Ohio, the centerline of said strip being more particularly described as follows:

Beginning for reference, at a point marking the southeasterly corner of said 5.001 acre tract;

thence North 2° 53' 30" East, along an easterly line of said tract, a distance of 243.33 feet to a point and being the true place of beginning for the following described line (said point herein referenced as being "Point A");

thence leaving said easterly line, North 86° 28' 20" West, a distance of 337.17 feet to the point of terminus, said point being in a westerly line of said tract and bears North 2° 54' 10" East, a distance of 254.41 feet from the southwesterly corner of said tract and containing 0.155 acre, more or less.

TOGETHER WITH, the right to use, only during the period of construction, an additional strip of land, described as follows:

Beginning at "Point A" as said is described in the above permanent easement.

thence South 2° 53' 30" West, along an easterly line of said 5.001 acre tract, a distance of 100.01 feet to a point;

thence leaving said line, North 86° 28' 20" West, a distance of 337.19 feet to a point in a westerly line of said tract;

thence North 2° 54' 10" East, along said westerly line, a distance of 150.01 feet to a point;

thence leaving said line, South 86° 28' 20" East, a distance of 337.16 feet to a point in an easterly line of said Sexten tract;

thence South 2° 53' 30" West, along said easterly line, a distance of 50.00 feet to the place of beginning and, after excepting out that portion of the previously described permanent easement, containing 1.006 acre, more or less.

EXHIBIT "B"

Robert L. and Marilyn S. Swackhammer

Situated in the State of Ohio, County of Franklin, Township of Jackson, located in Virginia Military Survey No. 6115 and being a strip of land twenty (20) feet in width across a portion of that 54 acre tract conveyed to Robert L. and Marilyn S. Swackhammer, by deed of record in Deed Book 3576, Page 633, all references being to those of record in the Recorder's Office, Franklin County, Ohio, the centerline of said strip being more particularly described as follows:

Beginning for reference, at a point marking the southeasterly most corner of said tract;

thence North 2° 54' 10" East, along an easterly line of said Swackhammer tract, a distance of 254.41 feet to a point and being the true place of beginning for the following described line (said point herein referenced as being "Point A");

thence leaving said easterly line, North 86° 28' 20" West, a distance of 358.21 feet to the point of terminus, said point being in a westerly line of said Swackhammer tract and bears North 2° 27' 30" East, a distance of 265.38 feet from a southwesterly corner of said tract and containing 0.164 acre, more or less.

TOGETHER WITH, the right to use, only during the period of construction, an additional strip of land, described as follows:

Beginning at "Point A", as said is described in the above permanent easement;

thence South 2° 54' 10" West, along an easterly line of said Swackhammer tract, a distance of 100.01 feet to a point;

thence leaving said easterly line, North 86° 28' 20" West, a distance of 357.43 feet to a point in a westerly line of said tract;

thence North 2° 27' 30" East, along said westerly line, a distance of 150.03 feet to a point;

thence leaving said westerly line, South 86° 28' 20" East, a distance of 358.60 feet to a point in an easterly line of said tract;

thence South 2° 54' 10" West, along said easterly line, a distance of 50.00 feet to the place of beginning and excepting out that portion of the previously described permanent easement, containing 1.069 acres, more or less.

EXHIBIT "C"

Lois L. Hancock

Situated in the State of Ohio, County of Franklin, Township of Jackson, located in Virginia Military Survey No. 6115 and being a strip of land twenty (20) feet in width across a portion of that 59.76 acre tract (Parcel 3) conveyed to Lois L. Hancock, by deed of record in Deed Book 3712, Pages 869 through 896, all references being to those of record in the Recorder's Office, Franklin County, Ohio, the centerline of said strip being more particularly described as follows:

Beginning for reference, at a point marking a corner of said 59.76 acre tract, said point also being the northeasterly corner of Reserve "H", of "INDIAN TRAILS, SECTION NO. 2", of record in Plat Book 52, Pages 16 and 17;

thence North 88° 26' 53" West, along a southerly line of said tract and the northerly line of said Reserve "H", a distance of 306.22 feet to a point and being the true place of beginning for the following described line (said point herein being referenced as "Point A");

thence leaving the northerly line of Reserve "H", North 29° 39' 52" East, a distance of 135.86 feet to a point;

thence North 38° 53' 07" East, a distance of 324.49 feet to the point of terminus, said point being in a northerly line of said 59.76 acre tract and bears South 72° 53' 20" West, 66.19 feet and North 88° 17' 28" West, 572.22 feet from a point in said northerly line marking a southeasterly corner of a 28.5 acre tract conveyed to Clarence and Lorraine Workman, by deed of record in Official Record 10233D08, and containing 0.211 acre, more or less.

TOGETHER WITH, the right to use, only during the period of construction, an additional strip of land, described as follows:

Continued....

EASEMENT - PAGE TWO of Exhibit "C"
LOIS L. HANCOCK

Beginning at "Point A", as said is described in the above permanent easement:

thence North 88° 26' 53" West, along a southerly line of said Hancock tract and the northerly line of Reserve "H", a distance of 113.38 feet to a point;

thence leaving said common line, North 29° 39' 52" East, a distance of 135.12 feet to a point in a northwesterly line of said Hancock 59.76 acre tract;

thence North 37° 21' 00" East, along said northwesterly line, a distance of 250.67 feet to a point;

thence North 72° 53' 20" East, along a northerly line of said Hancock tract, a distance of 239.17 feet to a point;

thence South 88° 17' 28" East, continuing along said northerly line, a distance of 48.86 feet to a point;

thence leaving said line, South 57° 29' 16" West, a distance of 81.32 feet to a point;

thence South 38° 53' 07" West, a distance of 327.78 feet to a point;

thence South 29° 39' 52" West, a distance of 105.12 feet to a point in a southerly line of said Hancock tract and in the northerly line of said Reserve "H";

thence North 88° 26' 53" West, along a line common to said tracts, a distance of 56.69 feet to the place of beginning and after excepting out that portion of the previously described permanent easement, containing 1.291 acres, more or less.

EXHIBIT "D"

The Southeast Conservation Club

Situated in the State of Ohio, County of Franklin, Township of Jackson, located in Virginia Military Survey Nos. 478 and 6115 and being a strip of land twenty (20) feet in width across a portion of that 159.016 acre tract conveyed to The Southeast Conservation Club, by deed of record in Deed Book 3339, Page 215, all references being to those of record in the Recorder's Office, Franklin County, Ohio, the centerline of said strip being more particularly described as follows:

Beginning, for reference, at a point in the centerline of State Route 104 marking the southeasterly corner of said 159.016 acre tract:

thence North 35° 59' 40" East, along a southeasterly line of said tract and also along a portion of said centerline, a distance of 537.75 feet to a point;

thence North 2° 57' 30" East, continuing along an easterly line of said 159.016 acre tract, a distance of 34.11 feet to a point;

thence leaving said easterly property line, North 75° 07' 53" West, a distance of 115.20 feet to a point;

thence North 68° 48' 14" West, a distance of 9.97 feet to a point in the existing westerly right-of-way of State Route 104 and being the true place of beginning for the following described line (said point herein referenced as being "Point A");

thence North 68° 48' 14" West, a distance of 740.37 feet to a point;

thence South 61° 24' 22" West, a distance of 735.00 feet to a point;

thence South 88° 39' 40" West, a distance of 234.46 feet to a point;

thence South 27° 32' 04" West, a distance of 434.52 feet to the point of terminus, said point being in the southerly line of said 159.016 acre tract and bears North 87° 55' 04" West, a distance of 1657.13 feet from the aforementioned place of beginning and containing 0.984 acre, more or less.

Continued....

Exhibit "D"

DEED OF EASEMENT - PAGE TWO
THE SOUTHEAST CONSERVATION CLUB

TOGETHER WITH, the right to use, only during the period of construction, an additional strip of land, described as follows:

Beginning at "Point A", as said is described in the above permanent easement:

thence South 2° 30' 37" West, along the existing westerly right-of-way line, a distance of 37.64 feet to a point;

thence South 18° 40' 00" West, continuing along said right-of-way line, a distance of 14.36 feet to a point;

thence leaving the westerly right-of-way of State Route 104, North 68° 48' 14" West, 729.86 feet to a point;

thence South 61° 24' 22" West, 757.16 feet to a point;

thence South 88° 39' 40" West, 159.96 feet to a point;

thence South 27° 32' 04" West, 384.96 feet to a point in the southerly line of said 159.016 acre tract;

thence North 87° 55' 04" West, along said southerly line, a distance of 166.12 feet to a point;

thence leaving said southerly line, North 27° 32' 04" East, a distance of 544.94 feet to a point;

thence North 88° 39' 40" East, a distance of 212.17 feet to a point;

thence North 61° 24' 22" East, a distance of 757.16 feet to a point;

thence South 68° 48' 14" East, a distance of 761.29 feet to a point in the existing westerly right-of-way of State Route 104;

thence South 12° 41' 30" West, along said westerly right-of-way line, a distance of 44.63 feet to a point;

thence South 2° 30' 37" West, continuing along said existing right-of-way line, a distance of 58.97 feet to the place of beginning and, after excepting out that portion of the previously described permanent easement, 6.372 acres, more or less.

EXHIBIT "E"

Robert and Evelyn M. Johnson

Situated in the State of Ohio, County of Franklin, Township of Jackson, located in Virginia Military Survey No. 478 and being a strip of land twenty (20) feet in width across a portion of that 1.38 acre tract conveyed to Robert and Evelyn M. Johnson, by deed of record in Deed Book 3408, Page 902 and across a portion of a 75.135 acre tract conveyed to Robert and Evelyn M. Johnson, by deed of record in Deed Book 3702, Page 400, all references being to those of record in the Recorder's Office, Franklin County, Ohio, the centerline of said strip being more particularly described as follows:

Beginning for reference, at a point in the original centerline of State Route 104 marking the southwesterly corner of said 1.38 acre tract:

thence North 35° 59' 40" East, along a westerly line of said 1.38 acre tract, a distance of 13.59 feet to a point;

thence North 7° 55' 47" East, along the existing easterly right-of-way line of said State Route 104, a distance of 32.71 feet to a point and being the true place of beginning for the following described line (said point herein referenced as being "Point A");

thence leaving said easterly right-of-way line, South 75° 07' 53" East, a distance of 192.31 feet to a point;

thence North 81° 27' 09" East, a distance of 400.00 feet to a point;

thence South 74° 41' 20" East, a distance of 277.43 feet to a point;

thence North 62° 02' 31" East, a distance of 300.00 feet to a point;

thence North 37° 05' 04" East, a distance of 700.00 feet to a point;

thence North 65° 58' 55" East, a distance of 371.72 feet to a point;

thence North 55° 04' 36" East, a distance of 365.00 feet to a point;

thence North 63° 11' 04" East, 685.00 feet to the point of terminus, said point being in the westerly line of an existing 30 foot wide sanitary sewer easement, of record in Deed Book 3423, Page 33, said point bears South 13° 45' 40" West, a distance of 293.00 feet from the northeasterly most corner of said 75.135 acre tract and containing 1.511 acres, more or less.

TOGETHER WITH, the right to use, only during the period of construction, an additional strip of land, described as follows:

Beginning at "Point A" as said is described in the above permanent easement;

thence North 7° 55' 47" East, along the easterly right-of-way line of State Route 104, a distance of 100.74 feet to a point;

thence leaving said right-of-way line, South 75° 07' 53" East, a distance of 183.75 feet to a point;

Exhibit "E" - Easement - Page 2
Robert and Evelyn M. Johnson

thence North 81° 27' 09" East, a distance of 400.40 feet to a point;

thence South 74° 41' 20" East, a distance of 331.84 feet to a point;

thence North 62° 02' 31" East, a distance of 77.66 feet to a point;

thence North 37° 05' 04" East, a distance of 718.67 feet to a point;

thence North 65° 58' 55" East, a distance of 483.30 feet to a point;

thence North 55° 04' 36" East, a distance of 363.77 feet to a point;

thence North 63° 11' 04" East, a distance of 687.39 feet to a point in the westerly line of an existing 30 foot wide sanitary sewer easement of record in Deed Book 3423, Page 33;

thence South 28° 08' 30" East, along the westerly line of said easement, a distance of 150.04 feet to a point;

thence leaving said westerly line, South 63° 11' 04" West, a distance of 680.23 feet to a point;

thence South 55° 04' 36" West, a distance of 367.46 feet to a point;

thence South 65° 58' 55" West, a distance of 458.97 feet to a point;

thence South 37° 05' 04" West, a distance of 713.21 feet to a point;

thence South 62° 02' 31" West, a distance of 170.35 feet to a point;

thence North 74° 41' 20" West, a distance of 359.65 feet to a point;

thence South 81° 27' 09" West, a distance of 248.92 feet to a point in the southerly line of said Johnson 75.135 acre tract;

thence North 78° 21' 33" West, along said southerly line, a distance of 36.40 feet to a point;

thence North 89° 00' 30" West, continuing along said southerly line, passing the southeasterly corner of said Johnson 1.38 acre tract at 101.23 feet, a total distance of 273.00 feet to a point;

thence North 58° 09' 12" West, along a southerly line of said 1.38 acre tract, a distance of 40.50 feet to a point in the easterly right-of-way of State Route 104;

thence North 27° 19' 00" East, along said easterly right-of-way line, a distance of 13.59 feet to a point;

thence North 7° 55' 48" East, a distance of 32.71 feet to the place of beginning and excepting out that portion of the previously described permanent easement, containing 9.738 acres, more or less.

EXHIBIT "F"

Clarence and Lorraine Workman

Situated in the State of Ohio, County of Franklin, Township of Jackson, located in Virginia Military Survey No. 6115 and being a strip of land twenty (20) feet in width, across a portion of that 28.5 acre tract conveyed to Clarence and Lorraine Workman, by deed of record in Official Record 10233D08, all references being to those of record in the Recorder's Office, Franklin County, Ohio, the centerline of said strip being more particularly described as follows:

Beginning for reference, at a point marking the southeasterly most corner of said 28.5 acre tract:

thence North 88° 17' 28" West, along a southerly line of said tract, a distance of 572.22 feet to a point;

thence South 72° 53' 20" West, continuing along a southerly line, a distance of 66.19 feet to a point and being the true place of beginning for the following described line (said point herein referenced as being "Point A");

thence leaving said southerly line, North 38° 53' 07" East, a distance of 15.51 feet to a point;

thence North 57° 29' 16" East, a distance of 500.00 feet to a point;

thence South 86° 28' 20" East, a distance of 215.64 feet to the point of terminus, said point being in an easterly line of Workman tract and bears North 2° 27' 30" East, a distance of 265.38 feet from the aforesaid southeasterly corner of said tract and containing 0.336 acre, more or less.

TOGETHER WITH, the right to use, only during the period of construction, an additional strip of land, described as follows:

Beginning at "Point A", as said is described in the above permanent easement;

thence South 72° 53' 20" West, along a southerly line of said Workman tract, a distance of 162.12 feet to a point;

thence leaving said southerly line, North 35° 40' 20" East, a distance of 166.54 feet to a point;

thence North 57° 29' 16" East, a distance of 463.92 feet to a point;

thence South 86° 28' 20" East, a distance of 315.96 feet to a point in an easterly line of said 28.5 acre tract;

thence South 2° 27' 30" West, along said easterly line, a distance of 150.03 feet to a point;

thence leaving said easterly line, North 86° 28' 20" West, a distance of 269.96 feet to a point;

thence South 57° 29' 16" West, a distance of 309.24 feet to a point in a southerly line of said Workman tract;

thence North 88° 17' 28" West, along said southerly line, a distance of 48.86 feet to a point;

thence South 72° 53' 20" West, continuing along a southerly line of said tract a distance of 66.19 feet to the place of beginning and, after excepting out that portion of the previously described permanent easement, containing 2.304 acres, more or less.